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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/917,050	07/30/2001	Stefan Mark Elmer		9901

7590 09/27/2004
STEFAN MARK ELMER
STOCKFLETHSVEJ 34
FREDERIKSBERG, 2000
DENMARK

EXAMINER

TRAN, NGHI V

ART UNIT PAPER NUMBER

2151

DATE MAILED: 09/27/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 09/917,050	Applicant(s) ELMER, STEFAN MARK	
	Examiner Nghi V Tran	Art Unit 2151	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 07/30/01.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1 is/are rejected.
- 7) ☒ Claim(s) 1 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 July 2001 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Drawings

1. The subject matter of this application admits of illustration by a drawing to facilitate understanding of the invention. Applicant is required to furnish a drawing under 37 CFR 1.81. No new matter may be introduced in the required drawing.

Applicant is given a TWO MONTH time period to submit a drawing in compliance with 37 CFR 1.81. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a). Failure to timely submit a drawing will result in **ABANDONMENT** of the application.

Specification

2. The abstract of the disclosure is objected to because there are two paragraphs. Examiner suggests changing to a single paragraph. Correction is required. See MPEP § 608.01(b).

3. The title of the invention is not descriptive. A new title is required that is clearly indicative of the invention to which the claims are directed.

The following title is suggested: --Method for saving or caching web contents with its web address and its current date and time--.

Claim Objections

4. The numbering of claims is not in accordance with 37 CFR 1.126 which requires the original numbering of the claims to be preserved throughout the prosecution. When claims are canceled, the remaining claims must not be renumbered. When new claims

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are presented, they must be numbered consecutively beginning with the number next following the highest numbered claims previously presented (whether entered or not).

Claim has not been numbered and has been renumbered --1--.

5. Claim 1 is objected to because of the following informalities:

With respect to claim 1, bolding claim1 is not necessary. Examiner suggests not bolding the claim 1.

With respect to claim 1, the phrase "Web address (URL)" appears to be incorrect. "(URL)" is not an abbreviation of "Web address". URL is the address of a web page on the World Wide Web. Therefore, "URL" is an example of the "Web address".

With respect to claim 1, the phrase "current time/date" (emphasis added) appears to be unclear. The "/" means "or", "and" or both. Therefore, examiner interprets the "/" means --or--.

With respect to claim 1, the applicant wrote, "Web contents can be recalled later...Web address" (emphasis added). The examiner interprets the term "can be" means perhaps, possibly but not certainly. Therefore, the examiner reverse the right to give no patentable weight on any limitation right after the term "can be".

Appropriate correction is required.

Claim Rejections - 35 USC § 112

6. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

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7. Claim1 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

With respect to claim 1, the phrase "such as" renders the claim indefinite because it is unclear whether the limitations following the phrase are part of the claimed invention. See MPEP § 2173.05(d).

With respect to claim 1, claim 1 recites the limitation "the" in --a--. There is insufficient antecedent basis for this limitation in the claim.

Claim Rejections - 35 USC § 102

8. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

9. Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by Breck Witte, PC Magazine ISSN: 0888-8507 (hereinafter Witte).

With respect to claim 1, Witte teaches the process of allowing a Web user to specify and save Web contents (such as an HTML page) together with its Web address (URL) and the current time/date in an internet-connected system (with a Web interface), so that the Web contents can be recalled later in its exact form together with the retrieval time/date and the original Web address (URL) (page 205).

Conclusion

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10. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

a. Google, "Google's New GoogleScout Feature Expands Scope of Search on the Internet," September 21, 1999, Google Inc.,

<http://www.google.com/press/pressrel/pressrelease4.html>, page 2 of 4.

b. Chiu, Anthony, "Stanford U. grads launch search engine Google.com," January 22, 1999, The Stanford Daily, page 1 of 2.

c. Diaz, Karen and O'Hanlon, Nancy, "Web Search Engines Evolve to Meet Challenges," March 22, 1999, Ohio State University Libraries, ISSN: 1094-9054, number 3, volume 38, page 247.

d. Brown, Judy, "Google searches keep data pertinent," April 12, 1999, Journal Sentinel Inc., Business Section, page 2.

e. Notess, Greg, "On-the-Fly Search Engine Analysis; Industry Overview; Column," September 1, 1999, Montana State University Libraries, ISSN: 0146-5422, number 5, volume 23, page 63.

f. Lake, Matt and Tweney, Dylan, "Find it on the Web," May 12, 1999, CNN, <http://www.cnn.com/TECH/computing/9905/12/websearch.idg/>, page 4 of 7.

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nghi V Tran whose telephone number is (571) 272-4067. The examiner can normally be reached on Monday-Friday.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Zarni Maung can be reached on (571) 272-3939. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Nghi V Tran
Examiner
Art Unit 2151

NT


ZARNI MAUNG
PRIMARY EXAMINER